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INFO USMISSION USUN NEW YORK PRIORITY
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Dept. of State, RPS/IPS, Margaret P. Grafeld, Dir.

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UNCLAS SECTION 01 OF 06 GENEVA 00971

LIBREVILLE PASS SAO TOME

E.O. 12356: N/A

TAGS: PHUM, UNHRC-1

SUBJECT: 46TH SESSION OF UN HUMAN RIGHTS COMMISSION:
STATEMENT BY CUBAN UNDERSECRETARY OF FOREIGN AFFAIRS
RAUL ROA KOURI TO THE UN COMMISSION ON HUMAN RIGHTS:
ITEM 9, SELF-DETERMINATION, FEBRUARY 1, 1990.

1. THIS IS UNHRC-026

2. BEGIN TEXT:

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SPEECH BY CUBAN UNDERSECRETARY FOR FOREIGN RELATIONS
RAUL ROA KOURI ON ITEM 9, FEBRUARY 1, 1990

MADAME CHAIRMAN,

1990 IS THE 30TH ANNIVERSARY OF THE ADOPTION BY THE
UN GENERAL ASSEMBLY OF ITS HISTORIC RESOLUTION 1514
(XV), WHICH CONTAINS THE DECLARATION ON THE GRANTING
OF INDEPENDENCE TO COLONIAL PEOPLES AND
TERRITORIES. IT IS, THEREFORE, A YEAR NOT ONLY OF
COMMEMORATION, BUT ALSO A POINT OF DEPARTURE FOR THE
INTERNATIONAL LEGAL COMMUNITY TO REINFORCE ITS
CONCERTED ACTION AIMED AT GIVING FULL VALIDITY TO
THE RICH CONCEPTUAL AND PRACTICAL SOURCE FROM WHICH
IT COMES.

EVEN THOUGH IT WAS ADOPTED DURING VERY DIFFERENT
HISTORICAL CIRCUMSTANCES, THE DECLARATION TODAY IS
AS VALID AS EVER; PARTICULARLY REGARDING ITS
CONCEPTIONS OF THE CONNECTION BETWEEN COMPLETE
RESPECT OF THE PRINCIPLE OF SELF-DETERMINATION
(CONSECrated IN ARTICLE 1 OF THE SAN FRANCISCO
ACCORD) AND THE REAL POTENTIAL OF PEOPLES AND
INDIVIDUALS FOR THE EFFECTIVE EXERCISE OF THEIR
BASIC RIGHTS AND FUNDAMENTAL LIBERTIES. WITH A
LAUDABLE VISION OF THE FUTURE THAT STILL SURPRISES,
THE AUTHORS OF THE DECLARATION REACHED BEYOND THE
PANORAMA OF OLD-STYLE COLONIALISM - WHOSE TOTAL
ERADICATION WAS THE MAJOR CONCERN IN THOSE DAYS -
AND AFFIRMED, FOR ALL TIMES, THAT NOT ONLY WAS
ANCIENT COLONIALISM AN OVERRIDING OBSTACLE TO THE
EFFECTIVE EXERCISE OF THOSE RIGHTS AND LIBERTIES,
BUT, IN ADDITION, THESE SAME RIGHTS AND LIBERTIES

WERE UNATTAINABLE UNDER ANY FORM OF FOREIGN

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LIBREVILLE PASS SAO TOME

E.O. 12356: N/A
TAGS: PHUM, UNHRC-1
DOMINATION OR OCCUPATION.

SUCH CONCERN - EXPRESSED IN UNEQUIVOCAL TERMS 3
DECADES AGO - FULL JUSTIFIES THE FACT THAT SINCE
1975 THIS COMMISSION HAS IMPOSED ON ITSELF EVERY
YEAR THE TASK OF ANALYZING THE MOST RECENT
DEVELOPMENTS IN THE APPLICATION OF THAT ESSENTIAL
RIGHT OF PEOPLES TO SELF-DETERMINATION, IN
PARTICULAR THOSE PEOPLES WHO STILL SUFFER FOREIGN OR
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COLONIAL DOMINATION, OR ARE SUBJECTED TO MILITARY
OCCUPATION OF THEIR RESPECTIVE TERRITORIES.
WE ARE STILL VERY FAR FROM THE EFFECTIVE REALIZATION
OF THIS KEY PRINCIPLE OF INTERNATIONAL RELATIONS.

THIS IS TRUE IN SPITE OF THE EUPHORIA THAT THE
"INFORMATION" MULTINATIONALS PROJECT AND
DISSEMINATE, WHICH GIVES US AN ALMOST PANGLOSSIAN
VISION IN THIS RESPECT, AND WHICH IS AT LOGGERHEADS
WITH PROVEABLE REALITY.

YOU, YOURSELF, MADAME PRESIDENT, IN YOUR OPENING
SPEECH, EXHORTED US TO REDOUBLE OUR EFFORTS TO
ERADICATE "ALL VIOLATIONS OF HUMAN RIGHTS; IN
PARTICULAR FLAGRANT AND MASSIVE VIOLATIONS OF THE
RIGHT TO SELF-DETERMINATION."

IT IS NOT INAPPROPRIATE, THEREFORE, TO REVIEW, IF ONLY BY GIVING A BRIEF SUMMARY, SOME OF THE DEVELOPMENTS THAT HAVE OCCURRED IN THE LAST YEAR, AND WHICH PERMIT US TO DRAW A CLEARER IMAGE OF THE SITUATION.

IN THESE LAST MONTHS CERTAIN POSITIVE FACTS HAVE COME ABOUT THAT IN OUR JUDGMENT SHOULD BE HIGHLIGHTED. FIRST, THE CONSOLIDATION AND ADVANCEMENT OF THE PROCESS OF INDEPENDENCE OF NAMIBIA, TO WHICH OUR PEOPLE ARE PROUD OF HAVING CONTRIBUTED BY HAVING INFLICTED ON SOUTH AFRICA, TOGETHER WITH ANGOLAN AND SWAPO ARMED FORCES, THE MILITARY DEFEAT THAT LED FINALLY TO THE NEGOTIATING TABLE AND THE APPLICATION OF RESOLUTION 435 OF THE SECURITY COUNCIL.

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LIBREVILLE PASS SAO TOME

E.O. 12356: N/A
TAGS: PHUM, UNHRC-1

SECOND, MY DELEGATION SALUTES THE UNGA APPROVAL ON
DECEMBER 4, 1989, IN RESOLUTION 44/34, OF THE
INTERNATIONAL CONVENTION ON THE RECRUITMENT, USE,
FINANCING AND TRAINING OF MERCENARIES. CUBA -
HERSELF A VICTIM IN 1961 OF THE MERCENARY ATTACK OF
GIRON BEACH, INSPIRED, FINANCED, AND ORGANIZED BY
THE US GOVERNMENT - TRUSTS THAT THIS LEGAL
INSTRUMENT, ACHIEVED AFTER ALMOST A DECADE OF
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INTENSE EFFORTS, WILL CONSTITUTE AN EFFECTIVE TOOL FOR PREVENTING THE USE OF MERCENARIES AGAINST THE RIGHT OF PEOPLES TO SELF-DETERMINATION OR FOR THE INTERNAL DESTABILIZATION OF SOVEREIGN STATES, AS IN THE CASE OF NICARAGUA, OR FOR THE OVERTHROW OF LEGITIMATELY CONSTITUTED GOVERNMENTS.

REGARDING OLD-WORLD COLONIALISM, IT CAN BE OBSERVED THAT THE LIST OF TERRITORIES ON THE LIST OF THE "COMMITTEE OF 24" IS STILL VERY LONG. AMONG THE COUNTRIES ON THE LIST, PUERTO RICO CONTINUES TO HAVE A SPECIAL SIGNIFICANCE FOR CUBA. THE DAY WILL COME WHEN THE PUERTO RICAN PEOPLE, FREED FROM FOREIGN TUTELAGE, WILL BE INCORPORATED, AS CORRESPONDS BY RIGHT AND IN FULL REAFFIRMATION OF ITS LATIN AMERICAN HERITAGE, TO THE ROLL OF SOVEREIGN AND INDEPENDENT COUNTRIES.

CUBA SUPPORTS

THE RIGHT TO SELF-DETERMINATION AND INDEPENDENCE FOR: THE SAHARAN PEOPLE ACCORDING TO RESOLUTIONS IN THE U.N. AND THE OAU; FOR THE BLACK MAJORITY IN SOUTH AFRICA IN ITS ATTEMPT TO LIBERATE ITSELF FROM THE YOKE OF APARTHEID; FOR THE LEBANESE IN THEIR EFFORT TO RID THEIR COUNTRY OF FOREIGN OCCUPATION, AND THE RIGHT OF SYRIA TO RECOVER THE GOLAN HEIGHTS.

THE JUST CAUSE OF THE INSURRECTION OF THE PALESTINIAN PEOPLES, WHO HAVE BEEN STRIPPED OF THEIR FUNDAMENTAL RIGHTS AND FREEDOMS BY THE ISRAELI FORCES OF OCCUPATION, DESERVES AND HAS OUR UNCONDITIONAL SUPPORT.

THE REPORT SUBMITTED BY THE SPECIAL RAPPORTEUR ON

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E.O. 12356: N/A

TAGS: PHUM, UNHRC-1

MERCENARIES, ENRIQUE BERNALES BALLESTEROS, PROVES THE AMPLE RESOURCES OF THESE SO-CALLED "DOGS OF WAR" TO SUBVERT GOVERNMENTS AND DEPRIVE COUNTRIES OF THEIR RIGHT TO SELF-DETERMINATION. THE CASES OF BENIN, SEYCHELLES, THE MALVINAS AND COMOROS ISLANDS PROVE THIS CLEARLY. THE CRIMES OF THE BANDITS THAT OPERATE RESPECTIVELY IN MOZAMBIQUE AND ANGOLA WITH THE ASSISTANCE OF THE SOUTH AFRICANS AND THE U.S. ARE NOTORIOUS. THE ACTIVITIES OF THE CONTRAS IN UNCLASSIFIED

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NICARAGUA, DIRECTED BY TELEPHONE BY THE CIA AND THE PENTAGON IN WASHINGTON, ARE ALSO MENTIONED IN THE IMPORTANT REPORT OF MR. BERNALES.

OUR COMMISSION IS ADVISED - IN CASE ANYONE IS NOT AWARE - WHO HAS VIOLATED AND HOW THEY HAVE VIOLATED THE RIGHTS OF THE COUNTRIES IN THE THIRD WORLD, ALMOST ALWAYS IN THE NAME OF "LIBERTY AND DEMOCRACY," IF NOT IN THE NAME OF THE CONCEPT OF "NATIONAL SECURITY", IN ORDER TO IMPOSE SERVILE GOVERNMENTS WILLING TO GIVE THE RICHES AND RESOURCES OF THESE COUNTRIES TO THE RAPE OF CAPITALIST MULTINATIONAL BUSINESSES.

MRS. CHAIRMAN:

IF THESE CASES HAVE A PARTICULAR RELEVANCE, THERE IS NO DOUBT THAT THE SINGULAR FACT OF MOST IMPORTANT TRANSCENDENCE DURING THIS PERIOD, IN REFERRING TO FLAGRANT AND MASSIVE VIOLATIONS OF HUMAN RIGHTS AND FUNDAMENTAL LIBERTIES AS A RESULT OF FOREIGN AGGRESSIONS THAT DEPRIVE COUNTRIES OF THEIR RIGHT TO SELF-DETERMINATION, IS THE MILITARY INTERVENTION OF THE UNITED STATES IN PANAMA AND THE CONTINUED OCCUPATION OF THAT SMALL LATIN AMERICAN COUNTRY SINCE DECEMBER 20.

THERE WAS NO LACK OF EXCUSES - FROM THE "WAR AGAINST NARCOTRAFFICKING" AND THE "DEFENSE OF DEMOCRACY" TO "DEFENDING THE LIVES OF AMERICAN CITIZENS IN PANAMA." NONE OF THESE SERVES TO HIDE THE FLAGRANT TRANSGRESSION OF THE CARDINAL PRINCIPLES OF INTERNATIONAL LAW, THE UNITED NATIONS CHARTER AND

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E.O. 12356: N/A

TAGS: PHUM, UNHRC-1

THE ORGANIZATION OF AMERICAN STATES.

A FAITHFUL IMAGE OF THAT HISTORICAL FALLACY IS THE PHOTOGRAPH OF THE CURRENT "HEAD OF STATE" OF THAT COUNTRY BEING SWORN IN SURROUNDED BY THE COMMANDERS OF THE INVADING FORCES AT HOWARD BASE AT THE CANAL. SUPPOSEDLY IN (DISTENSION) BETWEEN THE GREAT POWERS, THE GOVERNMENT OF THE UNITED STATES DUSTED OFF ITS "BIG STICK" AND ITS GUNBOAT POLICY TO ADD ONE MORE UNCLASSIFIED

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BEAD ON ITS ROSARY OF AGGRESSIONS PERPETRATED AGAINST THE COUNTRIES IN OUR REGION (THE SEVENTH AGAINST PANAMA), SHOWING ABSOLUTE DISRESPECT OF INTERNATIONAL PUBLIC OPINION AND, IN PARTICULAR, OF THE COUNTRIES OF LATIN AMERICA. THE STATEMENT OF AMBASSADOR MORRIS ABRAM, QUOTED IN A U.S. MISSION BULLETIN, CAUSES GREAT STUPOR. HE SAYS THAT THE INVASION OF PANAMA "ADVANCES FREE DETERMINATION" AND THAT SUCH BOASTING WHICH HE QUALIFIES AS AN "OPERATION" TOOK PLACE FOR "THE DEVELOPMENT OF HUMAN RIGHTS."

MADAM CHAIRMAN:

MY DELEGATION CONSIDERS THAT THIS COMMISSION CANNOT REMAIN SILENT BEFORE THIS MONSTROUS AGGRESSION OR BEFORE THE SPECIOUS AND CYNICAL ARGUMENTS USED TO JUSTIFY IT. THE DAY THAT WE ADMIT THAT A STATE CAN INVADE AND MILITARY OCCUPY ANOTHER COUNTRY TO "ADVANCE THE CAUSE OF HUMAN RIGHTS" WE WOULD BE CAVALIERLY PROSTITUTING THE TERM, UNFORGIVABLY TRAMPLING IN THE DIRT THE KEY PRINCIPLES OF INTERNATIONAL LAW AS TO THE ILLEGITIMATE USE OR THE THREAT OF FORCE IN INTERNATIONAL RELATIONS AND THE

MEDDLING IN INTERNAL AFFAIRS. IN SUM, WE WOULD, IN OTHER WORDS GO BACK TO THE LAW OF THE JUNGLE. ON DEC. 29, THE UNGA GAVE A RESPONSE WITHIN THE POLITICAL SPHERE OF ITS RESOLUTION 44/240 TO THE VANDALISTIC ACTION OF THE U.S. AGAINST PANAMA. A SHORT TIME BEFORE THE OAS HAD DONE THE SAME. ONLY DAYS AGO IT WAS EXPRESSLY CRITICIZED BY THE EUROPEAN PARLIAMENT. IT IS NOW UP TO OUR COMMISSION TO EVALUATE THE CONSEQUENCES OF THE AGGRESSION AND THE CONTINUED MILITARY OCCUPATION FROM THE PERSPECTIVE

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E.O. 12356: N/A

TAGS: PHUM, UNHRC-1

OF WHAT THESE 2 ACTIONS MEAN AS A DENIAL OF BASIC
HUMAN RIGHTS AND FOUND LIKEWISE TO THE PANAMANIAN; ESPECIALLY TO THE THOUSANDS OF DEAD, MISSING AND MUTILATED PEOPLE WHICH WAS LEFT AS A SEQUEL TO THE SO-CALLED "OPERATION" OF THE U.S. IN PANAMA AND IN DEFENSE OF HUMAN RIGHTS.

MADAM CHAIRMAN,

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MY DELEGATION CONSIDERS THAT OUR DECISION IS WORTHY OF THEIR TRANSCENDENTAL IMPORTANCE. MY DELEGATION BELIEVES THAT ONE CANNOT FAIL TO RESPOND TO THE ACTIONS IN REGARD TO PANAMA THAT WE HAVE RELATED. MY DELEGATION CONGRATULATES THE SPECIAL RAPPORTEUR ON MERCENARIES FOR ITS VALUABLE REPORT AND FOR

DECIDING TO CONTINUE INFORMING US ON SUCH AN
IMPORTANT MATTER. YOUR WORK ON THIS MATTER IS EVEN
MORE IMPORTANT WHEN WE REALIZE THAT THE RECENTLY
ADOPTED COVENANT DOES NOT CONTEMPLATE A MECH
ANISM TO
MONITOR FUTURE EVENTS.

FINALLY, I WOULD LIKE TO REITERATE OUR DISPOSITION
TO INITIATE ACTIONS ON SUCH MATTERS OR TO COOPERATE
WITH OTHER DELEGATIONS WHO WOULD ACT ON THE SAME
FUNDAMENTALS. THANK YOU. END TEXT. ABRAM

UNCLASSIFIED

NNNN

*** Current Handling Restrictions *** n/a
*** Current Classification *** UNCLASSIFIED